

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

J.J. Garcia-Luna-Aceves, et al.

Application No.: 09/845,088

Filed: April 26, 2001

**For: SYSTEM AND METHOD FOR
CONTROLLING ACCESS TO
CONTENT CARRIED IN A CACHING
ARCHITECTURE**

Examiner: Siddiqi, Mohammad A.

Art Unit: 2154

EXPRESS MAIL STATEMENT

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PETITION UNDER 37 C.F.R. § 1.78(a)(3) and § 1.78(a)(6) FOR ACCEPTANCE OF
UNINTENTIONALLY DELAYED CLAIM FOR PRIORITY

Sir:

Applicants hereby under 37 C.F.R. § 1.78(a)(3) and § 1.78(a)(6) petition to amend the first sentence of the specification of the present nonprovisional patent application to claim priority under 35 U.S.C. § 120 as a continuation-in-part application of parent U.S. nonprovisional patent application number 09/810,148, filed March 15, 2001, entitled SYSTEM AND METHOD FOR DISCOVERING INFORMATION OBJECT REPOSITORIES IN COMPUTER NETWORKS, which issued as U.S. Patent No. 7,162,539 on January 9, 2007, (said application number 09/810,148 being copending at the time of filing of the present nonprovisional patent application), said application number 09/810,148 claiming priority to provisional application

number 60/200,401 filed April 28, 2000, and to provisional application number 60/190,331, filed March 16, 2000.

The present nonprovisional patent application failed to include in the specification or in an Application Data Sheet a claim for priority under 35 U.S.C. § 120 to prior filed (then copending) nonprovisional patent application number 09/810,148, filed March 15, 2001, which claims priority under 35 U.S.C. § 119(e) to provisional application number 60/200,401, filed April 28, 2000, and to provisional application number 60/190,331, filed March 16, 2000, within the later of four months from the actual filing date of the present nonprovisional application or within 16 months from the filing date of the prior filed patent application.

The entire delay between the date that the claim for priority was due under 37 C.F.R. § 1.78(a)(2)(ii) and § 1.78(a)(5)(ii) and the date that this claim and petition are being filed was unintentional.

Accompanying this Petition is payment for the surcharge fee under 37 C.F.R. § 1.17(t).

Also accompanying this Petition is an Amendment that amends the first sentence of the specification of the present nonprovisional patent application, after the title, to include a claim for priority to prior nonprovisional patent application number 09/810,148, filed March 15, 2001, which claims priority under 35 U.S.C. § 119(e) to provisional application number 60/200,401, filed April 28, 2000, and to provisional application number 60/190,331, filed March 16, 2000. Applicants have also enclosed an Application Data Sheet that includes such a claim for priority.

Applicants note that a claim for priority as a continuation-in-part of nonprovisional U.S. patent application number 09/810,148, filed March 15, 2001, was included in the second

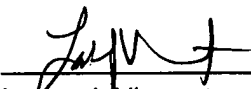
paragraph of the specification of the present patent application at the time of filing the application (on April 26, 2001), but without the application number and without setting forth the priority claim under 35 U.S.C. § 119(e) to provisional application number 60/190,331. Priority was claimed to provisional application number 60/200,401. Moreover, in a Amendment filed June 2, 2008, applicants attempted to insert the missing application number of the parent application number 09/810,148, but applicants inadvertently failed to file a Petition for Acceptance of an Unintentionally Delayed Claim for Priority at that time, and also failed to include a reference to provisional application number 60/190,331.

If any fee is required not covered by any check submitted, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: September 29, 2008



Lester J. Vincent
Reg. No. 31,460

1279 Oakmead Parkway
Sunnyvale, CA 94085-4040
(408) 720-8300
Customer No. 08791